Case 08-27264 Doc 1 Filed 10/10/08 Entered 10/10/08 14:26:39 Desc Main Document Page 1 of 47

BI (Official	United States Bankruptcy Court Northern District of Illinois					Voluntary	Petition					
	Debtor (if ind Malonda E		er Last, Firs	t, Middle):	:		Name	of Joint Do	ebtor (Spouse	e) (Last, First	, Middle):	
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):							used by the I maiden, and		in the last 8 years ):			
Last four di (if more than	igits of Soc.	Sec. or Indi	ividual-Tax	payer I.D.	(ITIN) No./	Complete E		our digits o		r Individual-	Taxpayer I.D. (ITIN) N	No./Complete EIN
Street Addr 12829 S	ress of Debto S. Justine et Park, IL	`	Street, City	, and State)	):	ZIP Code		Address of	f Joint Debtor	(No. and St	reet, City, and State):	ZIP Code
County of I	Residence or	of the Prin	cinal Place	of Busines		60827	Count	v of Reside	ence or of the	Principal Pla	ace of Business:	
Cook	residence of	or the Time	cipui i iucc	or Busines	<b>5.</b>		Count	y or reside	onee or or une	I IIII PAI I I	<b></b>	
Mailing Ad	ldress of Deb	otor (if diffe	erent from s	treet addres	ss):		Mailii	ng Address	of Joint Debt	or (if differe	nt from street address)	:
					Г	ZIP Code	:					ZIP Code
	f Principal A t from street			or								
See Exh	(Form of C (Check ual (includes hibit D on pa	ge 2 of this	form.	Sing in 1 Rail	(Check alth Care Bugle Asset Ro 1 U.S.C. §	eal Estate as 101 (51B)		☐ Chapt☐	the 1 der 7 der 9 der 11 der 12	Petition is Fi	ptcy Code Under Whiled (Check one box) hapter 15 Petition for It a Foreign Main Procetapter 15 Petition for It a Foreign Nonmain P	Recognition reding
	If debtor is not is box and stat			und	Tax-Exe (Check box otor is a tax- er Title 26	empt Entity x, if applicable exempt orgof the United and Revenu	e) ganization d States	defined	are primarily co d in 11 U.S.C. § red by an indivi onal, family, or	(Check consumer debts, § 101(8) as idual primarily	busing for	s are primarily ness debts.
<b>-</b> E 11 E 1	·	· ·	ee (Check	one box)				one box:		Chapter 11		8 101(51D)
☐ Filing F attach s is unabl	ing Fee attac Fee to be paid igned applic le to pay fee Fee waiver re igned applic	d in installm ation for the except in in	e court's constallments.	nsideration Rule 1006 chapter 7 i	certifying to (b). See Offindividuals	that the debicial Form 3A only). Must	tor Check	Debtor is if: Debtor's to insider all applica A plan is Acceptan	aggregate nor s or affiliates) able boxes: being filed w ces of the pla	usiness debto necontingent l ) are less than ith this petiti n were solici	s defined in 11 U.S.C. or as defined in 11 U.S.c. or as defined in 11 U.S. iquidated debts (excluen \$2,190,000.  on. ted prepetition from or with 11 U.S.C. § 1126(	ding debts owed
Debtor	Administrates that estimates that	nt funds will	l be availab					es naid		THIS	S SPACE IS FOR COURT	USE ONLY
there wi	ill be no fun	ds available					ive expens	os paiu,				
1- 49	Number of C	100- 199	200- 999	1,000- 5,000	5,001- 10,000	10,001- 25,000	□ 25,001- 50,000	50,001- 100,000	OVER 100,000			
Estimated A  \$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion				
Estimated I  \$0 to \$50,000	Liabilities  \$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion				

Case 08-27264 Doc 1 Filed 10/10/08 Entered 10/10/08 14:26:39 Desc Main Document Page 2 of 47

Page 2 Name of Debtor(s): Voluntary Petition Ross, Malonda D. (This page must be completed and filed in every case) All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet) Case Number: Date Filed: Location Where Filed: Northern District of Illinois (C7) 98-20043 6/29/98 Location Case Number: Date Filed: Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet) Name of Debtor: Case Number: Date Filed: - None -District: Relationship: Judge: Exhibit B Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) (To be completed if debtor is required to file periodic reports (e.g., I, the attorney for the petitioner named in the foregoing petition, declare that I forms 10K and 10Q) with the Securities and Exchange Commission have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 under each such chapter. I further certify that I delivered to the debtor the notice and is requesting relief under chapter 11.) required by 11 U.S.C. §342(b). ☐ Exhibit A is attached and made a part of this petition. X <u>/s/ Ernesto D. Borges, Jr.</u> October 10, 2008 Signature of Attorney for Debtor(s) (Date) Ernesto D. Borges, Jr. Exhibit C Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. No. Exhibit D (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: ☐ Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check any applicable box) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes) Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord that obtained judgment) (Address of landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition. Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).

#### B1 (Official Form 1)(1/08)

### **Voluntary Petition**

(This page must be completed and filed in every case)

## Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

#### \chi /s/ Malonda D. Ross

Signature of Debtor Malonda D. Ross

 $\mathbf{X}$ 

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

October 10, 2008

Date

#### Signature of Attorney\*

#### X /s/ Ernesto D. Borges, Jr.

Signature of Attorney for Debtor(s)

#### Ernesto D. Borges, Jr. 6189298

Printed Name of Attorney for Debtor(s)

#### The Law Offices of Ernesto D, Borges, Jr. P.C.

Firm Name

105 West Madison 23rd Floor Chicago, IL 60602

Address

#### Email: notice@borgeslaw.com

312/853-0200 Fax: 312/853-3130

Telephone Number

### October 10, 2008

Date

\*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

#### Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

 $\mathbf{X}$ 

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

Name of Debtor(s):

Ross, Malonda D.

•	4	
ion	ature	S

#### Signature of a Foreign Representative

Page 3

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

- ☐ I request relief in accordance with chapter 15 of title 11. United States Code. Certified copies of the documents required by 11 U.S.C. §1515 are attached.
- ☐ Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

Signature of Foreign Representative

Printed Name of Foreign Representative

Date

#### Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social-Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.)(Required by 11 U.S.C. § 110.)

	_	

Date

Address

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.

Case 08-27264 Doc 1 Filed 10/10/08 Entered 10/10/08 14:26:39 Desc Main Document Page 4 of 47

Official Form 1, Exhibit D (10/06)

# **United States Bankruptcy Court Northern District of Illinois**

In re	Malonda D. Ross		Case No.	
		Debtor(s)	Chapter	13

# EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

- 1. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. *Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency*.
- □ 2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.
- □ 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.][Summarize exigent circumstances here.] \_\_\_\_

If the court is satisfied with the reasons stated in your motion, it will send you an order approving your request. You must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy case and promptly file a certificate from the agency that provided the briefing, together with a copy of any debt management plan developed through the agency. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. A motion for extension must be filed within the 30-day period. Failure to fulfill these requirements may result in dismissal of your case. If the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing, your case may be dismissed.

# Case 08-27264 Doc 1 Filed 10/10/08 Entered 10/10/08 14:26:39 Desc Main Document Page 5 of 47

### Official Form 1, Exh. D (10/06) - Cont.

4. I am not required to receive a credit counseling briefing because of: [Check the applicable
statement.] [Must be accompanied by a motion for determination by the court.]
☐ Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or
mental deficiency so as to be incapable of realizing and making rational decisions with respect to
financial responsibilities.);
Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);
☐ Active military duty in a military combat zone.
☐ 5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.
I certify under penalty of perjury that the information provided above is true and correct.
Signature of Debtor: /s/ Malonda D. Ross Malonda D. Ross
Date: October 10, 2008

Case 08-27264 Doc 1 Filed 10/10/08 Entered 10/10/08 14:26:39 Desc Main Document Page 6 of 47

B6 Summary (Official Form 6 - Summary) (12/07)

# **United States Bankruptcy Court Northern District of Illinois**

In re	Malonda D. Ross		Case No.		
•		Debtor	,		
			Chapter	13	
			•		

### SUMMARY OF SCHEDULES

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors must also complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	139,900.00		
B - Personal Property	Yes	3	30,020.00		
C - Property Claimed as Exempt	Yes	1			
D - Creditors Holding Secured Claims	Yes	1		144,896.00	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	1		0.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	6		90,093.88	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	Yes	2			3,389.90
J - Current Expenditures of Individual Debtor(s)	Yes	2			2,970.00
Total Number of Sheets of ALL Schedu	ıles	19			
	T	otal Assets	169,920.00		
			Total Liabilities	234,989.88	

Case 08-27264 Doc 1 Filed 10/10/08 Entered 10/10/08 14:26:39 Desc Main Document Page 7 of 47

Form 6 - Statistical Summary (12/07)

# **United States Bankruptcy Court Northern District of Illinois**

In re	Malonda D. Ross		Case No.		
_		Debtor	••		
			Chapter	13	

### STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C.§ 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below.

☐ Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C. § 159.

Summarize the following types of liabilities, as reported in the Schedules, and total them.

Type of Liability	Amount
Domestic Support Obligations (from Schedule E)	0.00
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	0.00
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)	0.00
Student Loan Obligations (from Schedule F)	0.00
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E	0.00
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	0.00
TOTAL	0.00

#### State the following:

Average Income (from Schedule I, Line 16)	3,389.90
Average Expenses (from Schedule J, Line 18)	2,970.00
Current Monthly Income (from Form 22A Line 12; OR, Form 22B Line 11; OR, Form 22C Line 20)	5,224.21

#### State the following:

Total from Schedule D, "UNSECURED PORTION, IF ANY" column		4,996.00
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column	0.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column		0.00
4. Total from Schedule F		90,093.88
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)		95,089.88

Case 08-27264 Doc 1 Filed 10/10/08 Entered 10/10/08 14:26:39 Desc Main Document Page 8 of 47

B6A (Official Form 6A) (12/07)

In re	Malonda D. Ross	Case No.	
-		Debtor	

#### SCHEDULE A - REAL PROPERTY

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim." If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

Real estate located at 12829 S. Justine, Calumet Park IL 60827 (Debtor's residence)	Fee Simple	-	139,900.00	144,896.00
Description and Location of Property	Nature of Debtor's Interest in Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption	Amount of Secured Claim

Sub-Total > **139,900.00** (Total of this page)

Total > **139,900.00** 

**0** continuation sheets attached to the Schedule of Real Property

(Report also on Summary of Schedules)

Case 08-27264 Doc 1 Filed 10/10/08 Entered 10/10/08 14:26:39 Desc Main Document Page 9 of 47

B6B (Official Form 6B) (12/07)

In re	Malonda D. Ross	Case No.	
-		Debtor	

### SCHEDULE B - PERSONAL PROPERTY

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

	Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property without Deducting any Secured Claim or Exemption
1.	Cash on hand	X			
2.	Checking, savings or other financial accounts, certificates of deposit, or	Checki	ing accnt w/ Chase Bank	-	1,000.00
	shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.	Saving	s accnt w/ Chase Bank	-	100.00
3.	Security deposits with public utilities, telephone companies, landlords, and others.	X			
4.	Household goods and furnishings, including audio, video, and computer equipment.	Miscell	laneous used household goods	-	2,000.00
5.	Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.	Miscell	laneous books, tapes, CD's, etc.	-	170.00
6.	Wearing apparel.	Person	nal Used Clothing	-	2,500.00
7.	Furs and jewelry.	Miscell	laneous Costume Jewelry	-	750.00
8.	Firearms and sports, photographic, and other hobby equipment.	X			
9.	Interests in insurance policies.  Name insurance company of each policy and itemize surrender or		life Insurance w/ Employer - no cash der value	-	0.00
	refund value of each.	Term L value	Life Ins. w/ Farmers Inc no cash surrender	-	0.00
10.	Annuities. Itemize and name each issuer.	X			

**2** continuation sheets attached to the Schedule of Personal Property

6,520.00

Sub-Total >

(Total of this page)

Case 08-27264 Doc 1 Filed 10/10/08 Entered 10/10/08 14:26:39 Desc Main Document Page 10 of 47

 $B6B\ (Official\ Form\ 6B)\ (12/07)$  - Cont.

In re	Malonda D. Ross	Case No.	_
		;	

Debtor

# SCHEDULE B - PERSONAL PROPERTY (Continuation Sheet)

	Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property without Deducting any Secured Claim or Exemption
11.	Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).)	Х			
12.	Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.	Pen	sion w/ Employer - 100% exempt	-	23,000.00
13.	Stock and interests in incorporated and unincorporated businesses. Itemize.	Valid	:: 3 shares	-	500.00
14.	Interests in partnerships or joint ventures. Itemize.	X			
15.	Government and corporate bonds and other negotiable and nonnegotiable instruments.	X			
16.	Accounts receivable.	X			
17.	Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	X			
18.	Other liquidated debts owed to debtor including tax refunds. Give particulars.	X			
19.	Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	X			
20.	Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X			
21.	Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	x			
			Т)	Sub-Total of this page)	al > 23,500.00

Sheet <u>1</u> of <u>2</u> continuation sheets attached to the Schedule of Personal Property

Doc 1 Filed 10/10/08 Entered 10/10/08 14:26:39 Desc Main Case 08-27264 Page 11 of 47 Document

 $B6B\ (Official\ Form\ 6B)\ (12/07)$  - Cont.

In re	Malonda D. Ross	Case No

Debtor

### **SCHEDULE B - PERSONAL PROPERTY**

(Continuation Sheet)

	Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
22.	Patents, copyrights, and other intellectual property. Give particulars.	X			
23.	Licenses, franchises, and other general intangibles. Give particulars.	X			
24.	Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	X			
25.	Automobiles, trucks, trailers, and other vehicles and accessories.	X			
26.	Boats, motors, and accessories.	X			
27.	Aircraft and accessories.	X			
28.	Office equipment, furnishings, and supplies.	X			
29.	Machinery, fixtures, equipment, and supplies used in business.	X			
30.	Inventory.	X			
31.	Animals.	X			
32.	Crops - growing or harvested. Give particulars.	X			
33.	Farming equipment and implements.	X			
34.	Farm supplies, chemicals, and feed.	X			
35.	Other personal property of any kind not already listed. Itemize.	X			

Sub-Total > (Total of this page)

Total >

30,020.00

0.00

Case 08-27264 Doc 1 Filed 10/10/08 Entered 10/10/08 14:26:39 Desc Main Document Page 12 of 47

B6C (Official Form 6C) (12/07)

In re	Malonda D. Ross	Case No.

Debtor

### SCHEDULE C - PROPERTY CLAIMED AS EXEMPT

	Walaa af	V-1 £
■ 11 U.S.C. §522(b)(3)		
☐ 11 U.S.C. §522(b)(2)		
(Check one box)	\$136,875.	
Debtor claims the exemptions to which debtor is entitled under:	☐ Check if debtor claims a homestead exemption	that exceeds

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property Without Deducting Exemption
Real Property Real estate located at 12829 S. Justine, Calumet Park IL 60827 (Debtor's residence)	735 ILCS 5/12-901	15,000.00	139,900.00
Checking, Savings, or Other Financial Accounts, C Checking accnt w/ Chase Bank	Certificates of Deposit 735 ILCS 5/12-1001(b)	1,000.00	1,000.00
Savings accnt w/ Chase Bank	735 ILCS 5/12-1001(b)	100.00	100.00
Household Goods and Furnishings Miscellaneous used household goods	735 ILCS 5/12-1001(b)	2,000.00	2,000.00
Books, Pictures and Other Art Objects; Collectible Miscellaneous books, tapes, CD's, etc.	<u>s</u> 735 ILCS 5/12-1001(b)	170.00	170.00
Wearing Apparel Personal Used Clothing	735 ILCS 5/12-1001(a)	2,500.00	2,500.00
<u>Furs and Jewelry</u> Miscellaneous Costume Jewelry	735 ILCS 5/12-1001(b)	730.00	750.00
Interests in IRA, ERISA, Keogh, or Other Pension of Pension w/ Employer - 100% exempt	or Profit Sharing Plans 735 ILCS 5/12-704	100%	23,000.00

Total: 44,500.00 169,420.00

Case 08-27264 Doc 1 Filed 10/10/08 Entered 10/10/08 14:26:39 Desc Main Page 13 of 47 Document

B6D (Official Form 6D) (12/07)

In re	Malonda D. Ross	Case No	_
-		Debtor ,	

### SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is a creditor, the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community".

If the claim is contingent, place an "X" in the column labeled "Contingent". If the claim is unliquidated, place an "X" in the column labeled "Unliquidated". If the claim is disputed, place an "X" in the column labeled "Unliquidated". (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	C O D E B T O R	Hu H W J C	sband, Wife, Joint, or Community  DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	C O N T I N G E N	UNLIQUIDA	U T E D	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
Account No. xxxxxx2667			Opened 8/01/04 Last Active 4/30/07	]	A T E D			
Home Comings Financial			First Mortgage	H	_			
Attention: Bankruptcy Dept 1100 Virginia Drive Fort Washington, PA 19034		-	Real estate located at 12829 S. Justine, Calumet Park IL 60827 (Debtor's residence)					
			Value \$ 139,900.00	Ш			144,896.00	4,996.00
Account No.			Value \$ Value \$	-				
Account No.				П				
			Value \$	-				
continuation sheets attached			(Total of t	Subto			144,896.00	4,996.00
			(Report on Summary of Sc		ota ule		144,896.00	4,996.00

Case 08-27264 Doc 1 Filed 10/10/08 Entered 10/10/08 14:26:39 Desc Main Page 14 of 47 Document

B6E (Official Form 6E) (12/07)

•				
In re	Malonda D. Ross		Case No.	
-		Debtor ,		

#### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts <u>not</u> entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report the total also on the Statistical Summary of Certain Liabilities and Related Data.
■ Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.
TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets)
Domestic support obligations  Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible related of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).
☐ Extensions of credit in an involuntary case
Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of trustee or the order for relief. 11 U.S.C. § 507(a)(3).
Wages, salaries, and commissions  Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sa representatives up to \$10,950* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).
☐ Contributions to employee benefit plans  Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of busing whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).
☐ Certain farmers and fishermen  Claims of certain farmers and fishermen, up to \$5,400* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).
☐ <b>Deposits by individuals</b> Claims of individuals up to \$2,425* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).
☐ Taxes and certain other debts owed to governmental units  Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).
Commitments to maintain the capital of an insured depository institution  Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Fede Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9).
☐ Claims for death or personal injury while debtor was intoxicated  Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).

\* Amounts are subject to adjustment on April 1, 2010, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

continuation sheets attached

Copyright (c) 1996-2008 - Best Case Solutions - Evanston, IL - (800) 492-8037

Case 08-27264 Doc 1 Filed 10/10/08 Entered 10/10/08 14:26:39 Desc Main Document Page 15 of 47

B6F (Official Form 6F) (12/07)

In re	Malonda D. Ross		Case No.	
-		Debtor	,	

### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

☐ Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

Subsect   In Set   In Set									
ACCOUNT NUMBER (See instructions above.)  ACCOUNT NO. 7376  ACCOUNT NO. 7376  AMERICAN LOAN PO BOX 184 Des Plaines, IL 60016-0187  ASSET ACCEPTANCE PO BOX 2036 Warren, MI 48090  ACCOUNT NO. XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX	CREDITOR'S NAME,	CO	Hu	sband, Wife, Joint, or Community	Č	U			
Account No. 7376	INCLUDING ZIP CODE, AND ACCOUNT NUMBER	DEBT	W J	CONSIDERATION FOR CLAIM. IF CLAIM	1	Q U L	S P U T E		AMOUNT OF CLAIM
Americash Loan PO Box 184 Des Plaines, IL 60016-0187	Account No. 7376			Personal Loan	Ï	T E			
Asset Acceptance Po Box 2036 Warren, MI 48090  Account No. xxxxxxxxxxx8700  At&t Po box 8100 Aurora, IL 60507  Account No. CxxxxxCx2440  Cda/pontiac Attn: Bankruptcy Po Box 213 Sreator, IL 61364  Subtotal	PO Box 184		-			U			1,333.00
Asset Acceptance Po Box 2036 Warren, MI 48090  Account No. xxxxxxxxxxx8700  At&t Po box 8100 Aurora, IL 60507  Cda/pontiac Attn: Bankruptcy Po Box 213 Sreator, IL 61364  Acceptance  - Credit card or Credit Use  - CollectionAttorney Family Dental  500.00	Account No. xxxx4667				T	Г	Г	†	
At&t Po box 8100 Aurora, IL 60507  Account No. CxxxxxCx2440  Cda/pontiac Attn: Bankruptcy Po Box 213 Sreator, IL 61364  Opened 4/01/07 CollectionAttorney Family Dental  110.00	Po Box 2036		-	Sbc					211.00
Po box 8100 Aurora, IL 60507  Account No. CxxxxxCx2440  Cda/pontiac Attn: Bankruptcy Po Box 213 Sreator, IL 61364  Opened 4/01/07 CollectionAttorney Family Dental  10.00	Account No. xxxxxxxxx8700			Credit card or Credit Use	T	Г			
Account No. CxxxxxCx2440  Cda/pontiac Attn: Bankruptcy Po Box 213 Sreator, IL 61364  Opened 4/01/07 CollectionAttorney Family Dental	Po box 8100		-						
Cda/pontiac Attn: Bankruptcy Po Box 213 Sreator, IL 61364  CollectionAttorney Family Dental					$oldsymbol{\perp}$				500.00
Subtotal	Cda/pontiac Attn: Bankruptcy Po Box 213		_						110.00
								Ţ	2,154.00

Case 08-27264 Doc 1 Filed 10/10/08 Entered 10/10/08 14:26:39 Desc Main Document Page 16 of 47

B6F (Official Form 6F) (12/07) - Cont.

In re	Malonda D. Ross	Case No	_
_		Debtor	

CREDITOR'S NAME,	C	Hu	sband, Wife, Joint, or Community	C	U	P	
MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	H W J C	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGEN	UNLIGUIDATED	SPUTED	AMOUNT OF CLAIM
Account No. xxxxxx5618			Opened 5/01/08	Т	T		
Credit Protect Assoc. Po Box 802068 Dallas, TX 75380		-	CollectionAttorney Comcast		D		681.00
Account No. xxxx6818			Membership/subscription				
Directv P.O. Box 9001069 Louisville, KY 40290		-					600.00
							600.00
Account No. xxxxxxxxxxxxx6802  First Premier Bank 3820 N Louise Ave Sioux Falls, SD 57104		-	Opened 9/01/04 Last Active 2/09/07 CreditCard				572.00
Account No. xxx-xxx-7824			Personal Loan				
FTR		-					325.00
Account No. xxx7204	T		Collections				
Horizon Financial Mgmt 8585 S. Broadway Ste 880 Merrillville, IN 46410		_					866.39
Sheet no. <u>1</u> of <u>5</u> sheets attached to Schedule of				Subt	ota	1	
Creditors Holding Unsecured Nonpriority Claims			(Total of t				3,044.39

Case 08-27264 Doc 1 Filed 10/10/08 Entered 10/10/08 14:26:39 Desc Main Page 17 of 47 Document

B6F (Official Form 6F) (12/07) - Cont.

In re	Malonda D. Ross	Case No	
_	_	Debtor	

		1		-		_	1
CREDITOR'S NAME,	CODEBTOR	Ηι	usband, Wife, Joint, or Community	ZOO	UZL.	D	
MAILING ADDRESS	Ď	Н		Ň	L	s	
INCLUDING ZIP CODE,	E	W	DATE CLAIM WAS INCURRED AND	T		P	
AND ACCOUNT NUMBER	Ť	J	CONSIDERATION FOR CLAIM. IF CLAIM	N	- QD_	Ť	AMOUNT OF CLAIM
(See instructions above.)	0	С	IS SUBJECT TO SETOFF, SO STATE.	G	1	E	
(0.00	K			NGENH	D A T	١٦	
Account No. xx6127			7/2001	Т	T		
	ł		1999 Oldsmobile Bravada w/ more than 112k		E		
LICEC Auto			miles - lien held by HSBC Mortgage	Н			1
HSBC Auto			Innes hen held by hobbe mortgage				
P.O. Box 17548		-					
Baltimore, MD 21297-1548							
							10 500 00
							10,500.00
Account No. xxxxxxxxxxxx0075			Opened 9/01/05 Last Active 12/23/06	П			
	ł		CreditCard				
l			orcanoara -				
Hsbc Bank							
Attn: Bankruptcy		-					
Po Box 5253							
Carol Stream, IL 60197							
							4 000 00
							1,026.00
Account No. xxxxxx0102	1	T	Personal Loan	T		H	
Account No. AAAAAO 102	ł		l ersonal Loan				
l							
ImpactCash USA							
P.O. Box 3206		-					
Logan, UT 84323							
							390.00
Account No. xxxxxxxxx4003	1		Opened 6/01/07	T			
Tiecount 1(o. AAAAAAAA 1000	ł		Tribute Mastercard				
l			Tribute Mastercard				
Jefferson Capital Syst							
16 Mcleland Rd		-					
St Cloud, MN 56303							
,							
							823.00
							823.00
Account No. x5904			Medical or Dental services				
	1						
John Smydelke D.D.S	1					l	
John Szydelko D.D.S							
12059 S. Western		1-					
Blue Island, IL 60406	1					l	
	1						
	1						73.07
							73.07
Sheet no. 2 of 5 sheets attached to Schedule of			\$	Subt	ota	1	
Creditors Holding Unsecured Nonpriority Claims			(Total of t	his 1	oae	e)	12,812.07

Case 08-27264 Doc 1 Filed 10/10/08 Entered 10/10/08 14:26:39 Desc Main Page 18 of 47 Document

 $B6F\ (Official\ Form\ 6F)\ (12/07)$  - Cont.

In re	Malonda D. Ross	Case No	_
_		Debtor	

CREDITOR'S NAME,	CODEBTOR	Hu	sband, Wife, Joint, or Community	CONT	U N L	P	
MAILING ADDRESS	Б	н		N	Ľ	S P	
INCLUDING ZIP CODE,	E	w	DATE CLAIM WAS INCURRED AND	Ţ	I QUI	P	
AND ACCOUNT NUMBER	F	J	CONSIDERATION FOR CLAIM. IF CLAIM	N	ŭ	Ť	AMOUNT OF CLAIM
(See instructions above.)	0	С	IS SUBJECT TO SETOFF, SO STATE.	NGEN	ľ	E	
		乚		N	Ă	٦	
Account No. <b>7376</b>			Personal Loan	Т	D A T E D		
					D		
Multiloan Source							
maniform ocuros		L					
							120.00
		┡		╄	⊢	├	
Account No. xxx2696			Opened 1/01/07				
			Payday Yes				
National Credit Adjust							
Po Box 3023		۱_					
Hutchinson, KS 67504							
							860.00
A account No. www.6446		$\vdash$	Opened 44/04/06	+	⊢		
Account No. xxxx6446			Opened 11/01/06				
			Med1 02 Gregory Emergency Physicians				
NCO - Medcir							
Attention: Bankruptcy		-					
1804 Washington Blvd. Suite 450							
Baltimore, MD 21230							
Baltimore, MD 21230							
							50.00
Account No. PALxATTxxxxxx0387			Opened 12/01/04		Т		
			At T Wireless				
Baliandan Callantian I			7.1. 1.1.1.0.000				
Palisades Collection L							
210 Sylvan Ave		-					
Englewood, NJ 07632							
							642.00
	-	$\vdash$	0% 0611	+	$\vdash$	$\vdash$	
Account No. x5337			City Of Hometown				
						l	
Receivables Management Inc. (RMI)/						1	
Mortg		-				1	
Attn: Bankruptcy						1	
3348 Ridge Rd						l	
						l	252.22
Lansing, IL 60438							250.00
Sheet no. <b>3</b> of <b>5</b> sheets attached to Schedule of		_		Sub	tota	1	
							1,922.00
Creditors Holding Unsecured Nonpriority Claims			(Total of t	IIIS	pag	(0)	

Case 08-27264 Doc 1 Filed 10/10/08 Entered 10/10/08 14:26:39 Desc Main Page 19 of 47 Document

 $B6F\ (Official\ Form\ 6F)\ (12/07)$  - Cont.

In re	Malonda D. Ross	Case No.	
-		Debtor ,	

	1		1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	1.0	1	15	<u> </u>
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	Hu H W J C	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGEN	UNLIQUIDATED	I S P	AMOUNT OF CLAIM
Account No. xxxxxxxxxxx8589			Opened 8/01/07 Last Active 9/08/08	Т	E		
Salute/utb Attn: Card Member Services Po Box 105555 Atlanta, GA 30348		-	CreditCard		В		886.00
Account No. xxxxx4610	T		Credit card or Credit Use	t			
Sprint PO BOX 660092 Dallas, TX 75266		_					551.52
Account No. xxxxx9853  Target Po Box 9475 Minneapolis, MN 55440		-	Opened 5/01/07 Last Active 2/15/08 ChargeAccount				786.00
Account No. xxxxxxxxx/xxxxx2235	-		Medical or Dental services	+	╁	<del> </del>	
University of Chicago Hospital 8201 S CASS AVE Darien, IL 60561		-					1,477.51
Account No. 4795	$\vdash$		Medical or Dental services	+	$\vdash$		
University of Illinois 809 S. Marshfield Credit & Collections Rm 223 Chicago, IL 60612		_					365.67
Sheet no. 4 of 5 sheets attached to Schedule of			I	Sub	tota	ıl.	
Creditors Holding Unsecured Nonpriority Claims			(Total of	this	pag	ge)	4,066.70

Case 08-27264 Doc 1 Filed 10/10/08 Entered 10/10/08 14:26:39 Desc Main Document Page 20 of 47

 $B6F\ (Official\ Form\ 6F)\ (12/07)$  - Cont.

In re	Malonda D. Ross	Case No	
-		Debtor ,	

	10	1	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	<del></del>	1	T -		
CREDITOR'S NAME,	0	Hu	sband, Wife, Joint, or Community	- 6	U N	l c		
MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	C A M	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	LUGUL	FUTE	S P U T E D	AMOUNT OF CLAIM
Account No. xxxxxx3762	1		Opened 8/01/08 Last Active 9/01/08	ŢΪ	D A T E D		Ī	
	1		Educational	L	Þ			
Us Dept Of Education						Π		
Attn: Borrowers Service Dept		-						
Po Box 5609								
Greenville, TX 75403								
								64,444.00
	╂	╀	There are a second and a second a second and	+	╄	╀	+	·
Account No. xxxxxx3386	1		Utility Bills or Cellular Service					
1,,,,,,								
Utility Resource Solutions								
2603 Augusta Ste 1400		ľ						
Houston, TX 77057								
Tiousion, 1x 11031								E20.00
				Ш				538.00
Account No. 7376			Personal Loan			Π		
	1							
Vc Funding								
		-						
								390.00
Account No. xxxxxx0000	╁	+	Credit card or Credit Use	+		+	+	
Account No. XXXXXV000	1		Credit Card or Credit Use					
Village of Calumet Park								
12401 S. Troop		_						
Riverdale, IL 60827								
Miverdale, IE 00027								
								433.72
	╄	1		$\perp$	_	$\perp$	4	700.72
Account No. xxx-xxx-5869			Personal Loan					
World Wide Cash								
		-						
								289.00
Sheet no. <b>5</b> of <b>5</b> sheets attached to Schedule of		•		Sub	tota	al	T	
Creditors Holding Unsecured Nonpriority Claims			(Total of t				٦	66,094.72
2222222 Morang Charles Tromphority Charles			(10 m) 01 (				´	
					Γota			90,093.88
			(Report on Summary of So	che	dul	es)	) [	90,093.88

Case 08-27264 Doc 1 Filed 10/10/08 Entered 10/10/08 14:26:39 Desc Main Document Page 21 of 47

B6G (Official Form 6G) (12/07)

In re	Malonda D. Ross	Case No.
_		Debtor ,

### SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser", "Agent", etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

■ Check this box if debtor has no executory contracts or unexpired leases.

Name and Mailing Address, Including Zip Code, of Other Parties to Lease or Contract

Description of Contract or Lease and Nature of Debtor's Interest. State whether lease is for nonresidential real property. State contract number of any government contract. Case 08-27264 Doc 1 Filed 10/10/08 Entered 10/10/08 14:26:39 Desc Main Document Page 22 of 47

B6H (Official Form 6H) (12/07)

In re	Malonda D. Ross	Case No	
-		,	
		Debtor	

#### **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR

NAME AND ADDRESS OF CREDITOR

# Case 08-27264 Doc 1 Filed 10/10/08 Entered 10/10/08 14:26:39 Desc Main Document Page 23 of 47

**B6I (Official Form 6I) (12/07)** 

In re	Malonda D. Ross		Case No.	
111 10		Debtor(s)		-

### SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

Debtor's Marital Status:	DEPENDENTS OF	DEBTOR AND SP	EBTOR AND SPOUSE						
Single	RELATIONSHIP(S): Son Daughter	AGE(S): 12 8							
Employment:*	DEBTOR	•	SPOUSE						
Occupation	SLP								
Name of Employer	Chicago Board of Education								
How long employed	12 years								
Address of Employer	125 S. Clark Chicago, IL 60603								
*See Attachment for Ad	ditional Employment Information								
	verage or projected monthly income at time case filed)		DEBTOR		SPOUSE				
	salary, and commissions (Prorate if not paid monthly)	\$	4,766.71	\$ _	0.00				
2. Estimate monthly overt	time	\$	0.00	\$	0.00				
3. SUBTOTAL		\$	4,766.71	\$_	0.00				
4. LESS PAYROLL DED	DUCTIONS								
a. Payroll taxes and	social security	\$	453.27	\$	0.00				
b. Insurance	·	\$	155.83	\$	0.00				
c. Union dues		\$	44.55	\$	0.00				
d. Other (Specify):	Mandatory Pension	\$	78.15	\$	0.00				
	Deferred Savings Plan	_ \$ _	1,045.01	\$	0.00				
5. SUBTOTAL OF PAYE	ROLL DEDUCTIONS	\$	1,776.81	\$_	0.00				
6. TOTAL NET MONTH	ILY TAKE HOME PAY	\$	2,989.90	\$_	0.00				
7. Regular income from o	peration of business or profession or farm (Attach detailed stateme	ent) \$	0.00	\$	0.00				
8. Income from real prope	erty	\$	0.00	\$	0.00				
9. Interest and dividends		\$	0.00	\$	0.00				
dependents listed abo		that of \$	0.00	\$	0.00				
11. Social security or gov	ernment assistance	¢	0.00	¢	0.00				
(Specify):		\$_	0.00	ъ —	0.00				
12. Pension or retirement	inaama	<u> </u>	0.00	ф —	0.00				
13. Other monthly income		Ψ	0.00	Ψ_	0.00				
(Specify): PT Jo		\$	400.00	\$	0.00				
		\$	0.00	\$	0.00				
14. SUBTOTAL OF LIN	ES 7 THROUGH 13	\$	400.00	\$_	0.00				
15. AVERAGE MONTH	LY INCOME (Add amounts shown on lines 6 and 14)	\$	3,389.90	\$_	0.00				
16. COMBINED AVERA	AGE MONTHLY INCOME: (Combine column totals from line 15	)	\$	3,389	.90				

(Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data)

17. Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document:

Case 08-27264	Doc 1	Filed 10/10/08	Entered 10/10/08 14:26:39	Desc Main
(T (OPP 1 IF (T) (14/07)		Document	Page 24 of 47	

 $B6I\ (Official\ Form\ 6I)\ (12/07)$ 

In re	Malonda D. Ross		Case No.	
		Debtor(s)		

# SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S) Attachment for Additional Employment Information

Debtor		
Occupation	SLP	
Name of Employer	Early Rehab, Inc.	
How long employed	6 year	
Address of Employer		
	Frankfort, IL	

Doc 1 Filed 10/10/08 Entered 10/10/08 14:26:39 Desc Main Case 08-27264 Document Page 25 of 47

B6J (Official Form 6J) (12/07)

In re	Malonda D. Ross		Case No.	
		Debtor(s)		

### SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Complete this schedule by estimating the average or projected monthly expenses of the debtor and the debtor's family at time case

filed. Prorate any payments made bi-weekly, quarterly, semi-annually, or annually to show monthly rate. expenses calculated on this form may differ from the deductions from income allowed on Form 22A or 22		e monthly
☐ Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Comple expenditures labeled "Spouse."	ete a separat	e schedule of
1. Rent or home mortgage payment (include lot rented for mobile home)	\$	1,507.00
a. Are real estate taxes included? Yes X No		
b. Is property insurance included? Yes X No		
2. Utilities: a. Electricity and heating fuel	\$	200.00
b. Water and sewer	\$	20.00
c. Telephone	\$	50.00
d. Other <b>Cell</b>	\$	60.00
3. Home maintenance (repairs and upkeep)	\$	0.00
4. Food	\$	350.00
5. Clothing	\$	30.00
6. Laundry and dry cleaning	\$	30.00
7. Medical and dental expenses	\$	200.00
8. Transportation (not including car payments)	\$	0.00
<ol> <li>Recreation, clubs and entertainment, newspapers, magazines, etc.</li> <li>Charitable contributions</li> </ol>	\$ 	0.00
11. Insurance (not deducted from wages or included in home mortgage payments)	<b>э</b>	0.00
a. Homeowner's or renter's	\$	0.00
b. Life	\$	28.00
c. Health	\$ <del></del>	0.00
d. Auto	\$	0.00
	\$ <del></del>	0.00
e. Other  12. Taxes (not deducted from wages or included in home mortgage payments)	Ψ	
(Specify)	\$	0.00
13. Installment payments: (In chapter 11, 12, and 13 cases, do not list payments to be included in the plan)	Ψ	
a. Auto	\$	0.00
b. Other	\$	0.00
c. Other	\$	0.00
14. Alimony, maintenance, and support paid to others	\$	0.00
15. Payments for support of additional dependents not living at your home	\$	0.00
16. Regular expenses from operation of business, profession, or farm (attach detailed statement)	\$	0.00
17. Other See Detailed Expense Attachment	\$	495.00
18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)	\$	2,970.00
19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following the filing of this document:		
20. STATEMENT OF MONTHLY NET INCOME		
a. Average monthly income from Line 15 of Schedule I	\$	3,389.90
b. Average monthly expenses from Line 18 above	\$	2,970.00
c. Monthly net income (a. minus b.)	\$	419.90

Case 08-27264	Doc 1	Filed 10/10/08	Entered 10/10/08 14:26:39	Desc Main
		Document	Page 26 of 47	

B6J (Official Form 6J) (12/07)

In re	Malonda D. Ross	Cas	se No.
		Debtor(s)	

# SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

## **Detailed Expense Attachment**

### **Other Expenditures:**

Personal grooming, haircuts	\$ 50.00
Auto maintenance and repairs	\$ 35.00
Membership/subscription	\$ 10.00
Childcare	\$ 400.00
Total Other Expenditures	\$ 495.00

Case 08-27264 Doc 1 Filed 10/10/08 Entered 10/10/08 14:26:39 Desc Main Document Page 27 of 47

B6 Declaration (Official Form 6 - Declaration). (12/07)

# **United States Bankruptcy Court Northern District of Illinois**

In re	Malonda D. Ross			Case No.	
			Debtor(s)	Chapter	13
				•	
	DECLARATION C	ONCERN	ING DEBTOR'S SO	CHEDUL	ES
	DECLARATION UNDER F	PENALTY (	OF PERJURY BY INDIV	DUAL DEI	BTOR
	I declare under penalty of perjury th  21 sheets, and that they are true and con-				
Date	October 10, 2008	Signature	/s/ Malonda D. Ross Malonda D. Ross Debtor		

Penalty for making a false statement or concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. §§ 152 and 3571.

Case 08-27264 Doc 1 Filed 10/10/08 Entered 10/10/08 14:26:39 Desc Main Document Page 28 of 47

B7 (Official Form 7) (12/07)

# **United States Bankruptcy Court Northern District of Illinois**

In re	Malonda D. Ross		Case No.	
		Debtor(s)	Chapter	13

#### STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. § 112; Fed. R. Bankr. P. 1007(m).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

#### **DEFINITIONS**

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

#### 1. Income from employment or operation of business

None	State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's
	business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar
	year to the date this case was commenced. State also the gross amounts received during the two years immediately preceding this
	calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may
	report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for
	each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint
	petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT	SOURCE
\$38,534.00	Employment income- Estimated 2004
\$41,734.00	Employment income- Estimated 2005
\$39,262.00	Employment income- Estimated 2006
\$41,333.00	Employment income -Estimated 2007
\$5,000.00	Employment income - Estimated 2008 (monthly)

#### 2. Income other than from employment or operation of business

None

State the amount of income received by the debtor other than from employment, trade, profession, or operation of the debtor's business during the **two years** immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE

#### 3. Payments to creditors

•

None Complete a. or b., as appropriate, and c.

a. *Individual or joint debtor(s) with primarily consumer debts.* List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within **90 days** immediately preceding the commencement of this case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$600. Indicate with an (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and creditor counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS DATES OF AMOUNT STILL OF CREDITOR PAYMENTS AMOUNT PAID OWING

None

b. Debtor whose debts are not primarily consumer debts: List each payment or other transfer to any creditor made within **90 days** immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$5,475. If the debtor is an individual, indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and creditor counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT
DATES OF PAID OR
PAYMENTS/ VALUE OF AMOUNT STILL
NAME AND ADDRESS OF CREDITOR TRANSFERS TRANSFERS OWING

None c. *All debtors:* List all payments made within **one year** immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DATE OF PAYMENT

NAME AND ADDRESS OF CREDITOR AND RELATIONSHIP TO DEBTOR AMOUNT STILL

OWING

AMOUNT PAID

4. Suits and administrative proceedings, executions, garnishments and attachments

None

a. List all suits and administrative proceedings to which the debtor is or was a party within **one year** immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

CAPTION OF SUIT COURT OR AGENCY STATUS OR AND CASE NUMBER NATURE OF PROCEEDING AND LOCATION DISPOSITION

None b. Describe all property that has been attached, garnished or seized under any legal or equitable process within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON FOR WHOSE

BENEFIT PROPERTY WAS SEIZED

DATE OF SEIZURE

PROPERTY

Paycheck garnishment

HSBC PO Box 17037 Baltimore, MD 21297 2

3

NAME AND ADDRESS OF PERSON FOR WHOSE BENEFIT PROPERTY WAS SEIZED

DATE OF SEIZURE

DESCRIPTION AND VALUE OF PROPERTY

Americash Loan PO Box 184 Des Plaines, IL 60016-0187 Paycheck garnishment

#### 5. Repossessions, foreclosures and returns

None

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR OR SELLER HSBC Auto Finance P.O. Box 17548 Baltimore, MD 21297-1548 DATE OF REPOSSESSION, FORECLOSURE SALE, TRANSFER OR RETURN 07/2007

DESCRIPTION AND VALUE OF PROPERTY

1999 Oldsmobile Bravado with 120k in mileage on the vehicle.

#### 6. Assignments and receiverships

None

a. Describe any assignment of property for the benefit of creditors made within **120 days** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DATE OF

NAME AND ADDRESS OF ASSIGNEE

ASSIGNMENT

TERMS OF ASSIGNMENT OR SETTLEMENT

None

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not

filed.)

NAME AND LOCATION

NAME AND ADDRESS OF COURT DATE OF DESCRIPTION AND VALUE OF

OF CUSTODIAN CASE TITLE & NUMBER ORDER PROPERTY

7. Gifts

None

List all gifts or charitable contributions made within **one year** immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON OR ORGANIZATION Salem Baptist 11800 S. Indiana

Chicago, IL 60628

RELATIONSHIP TO DEBTOR, IF ANY **Church** 

DATE OF GIFT **Monthly** 

DESCRIPTION AND VALUE OF GIFT

Tithe & Offerings - \$100

8. Losses

None

List all losses from fire, theft, other casualty or gambling within **one year** immediately preceding the commencement of this case **or since the commencement of this case.** (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DESCRIPTION AND VALUE OF PROPERTY

DESCRIPTION OF CIRCUMSTANCES AND, IF LOSS WAS COVERED IN WHOLE OR IN PART BY INSURANCE, GIVE PARTICULARS

DATE OF LOSS

#### 9. Payments related to debt counseling or bankruptcy

None 

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of the petition in bankruptcy within **one year** immediately preceding the commencement of this case.

NAME AND ADDRESS OF PAYEE Ernesto D. Borges, Jr., PC 105 West Madison **Suite 2300** Chicago, IL 60602

DATE OF PAYMENT, NAME OF PAYOR IF OTHER THAN DEBTOR

AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY None other than as stated on 2016(b).

4

#### 10. Other transfers

None

a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within **two years** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF TRANSFEREE. RELATIONSHIP TO DEBTOR

DATE

DESCRIBE PROPERTY TRANSFERRED AND VALUE RECEIVED

b. List all property transferred by the debtor within ten years immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

NAME OF TRUST OR OTHER DEVICE

DATE(S) OF TRANSFER(S) AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY OR DEBTOR'S INTEREST

IN PROPERTY

#### 11. Closed financial accounts

None

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within **one year** immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF INSTITUTION

TYPE OF ACCOUNT, LAST FOUR DIGITS OF ACCOUNT NUMBER. AND AMOUNT OF FINAL BALANCE

AMOUNT AND DATE OF SALE OR CLOSING

#### 12. Safe deposit boxes

None

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF BANK OR OTHER DEPOSITORY

NAMES AND ADDRESSES OF THOSE WITH ACCESS TO BOX OR DEPOSITORY

DESCRIPTION OF CONTENTS DATE OF TRANSFER OR SURRENDER, IF ANY

#### 13. Setoffs

None

List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR

DATE OF SETOFF

AMOUNT OF SETOFF

Case 08-27264 Doc 1 Filed 10/10/08 Entered 10/10/08 14:26:39 Desc Main Document Page 32 of 47

#### 14. Property held for another person

None List all property owned by another person that the debtor holds or controls.

DESCRIPTION AND VALUE OF

NAME AND ADDRESS OF OWNER

**PROPERTY** 

LOCATION OF PROPERTY

5

#### 15. Prior address of debtor

None 

If the debtor has moved within three years immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

**ADDRESS** 744 E. 80th St., Chicago, IL NAME USED

DATES OF OCCUPANCY

7/2004

same

#### 16. Spouses and Former Spouses

None

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within eight years immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

NAME

#### 17. Environmental Information.

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law

None

a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

SITE NAME AND ADDRESS

NAME AND ADDRESS OF

DATE OF

**ENVIRONMENTAL** 

**GOVERNMENTAL UNIT** 

NOTICE

LAW

None b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous

Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

SITE NAME AND ADDRESS

NAME AND ADDRESS OF

DATE OF

**ENVIRONMENTAL** 

GOVERNMENTAL UNIT

NOTICE

None c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the

docket number.

NAME AND ADDRESS OF GOVERNMENTAL UNIT

DOCKET NUMBER

STATUS OR DISPOSITION

#### 18. Nature, location and name of business

None

a. If the debtor is an individual, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within six years immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within six years immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within six years immediately preceding the commencement of this case.

> LAST FOUR DIGITS OF SOCIAL-SECURITY OR OTHER INDIVIDUAL TAXPAYER-I.D. NO.

(ITIN)/ COMPLETE EIN ADDRESS

**BEGINNING AND** NATURE OF BUSINESS

**ENDING DATES** 

6

None

b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

NAME

NAME **ADDRESS** 

The following questions are to be completed by every debtor that is a corporation or partnership and by any individual debtor who is or has been, within six years immediately preceding the commencement of this case, any of the following: an officer, director, managing executive, or owner of more than 5 percent of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership, a sole proprietor or self-employed in a trade, profession, or other activity, either full- or part-time.

(An individual or joint debtor should complete this portion of the statement only if the debtor is or has been in business, as defined above, within six years immediately preceding the commencement of this case. A debtor who has not been in business within those six years should go directly to the signature page.)

#### 19. Books, records and financial statements

None

a. List all bookkeepers and accountants who within two years immediately preceding the filing of this bankruptcy case kept or supervised the keeping of books of account and records of the debtor.

#### NAME AND ADDRESS

DATES SERVICES RENDERED

None b. List all firms or individuals who within the two years immediately preceding the filing of this bankruptcy case have audited the books of account and records, or prepared a financial statement of the debtor.

NAME

**ADDRESS** 

DATES SERVICES RENDERED

None c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records of the debtor. If any of the books of account and records are not available, explain.

**ADDRESS** NAME

None d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement was issued by the debtor within two years immediately preceding the commencement of this case.

NAME AND ADDRESS

DATE ISSUED

Case 08-27264 Doc 1 Filed 10/10/08 Entered 10/10/08 14:26:39 Desc Main Document Page 34 of 47

20. Inventories

None

a. List the dates of the last two inventories taken of your property, the name of the person who supervised the taking of each inventory,

and the dollar amount and basis of each inventory.

DOLLAR AMOUNT OF INVENTORY

7

DATE OF INVENTORY

DATE OF INVENTORY

INVENTORY SUPERVISOR

(Specify cost, market or other basis)

None b. List the name and address of the person having possession of the records of each of the two inventories reported in a., above.

NAME AND ADDRESSES OF CUSTODIAN OF INVENTORY

RECORDS

21 . Current Partners, Officers, Directors and Shareholders

None a. If the debtor is a partnership, list the nature and percentage of partnership interest of each member of the partnership.

NAME AND ADDRESS NATURE OF INTEREST PERCENTAGE OF INTEREST

None b. If the debtor is a corporation, list all officers and directors of the corporation, and each stockholder who directly or indirectly owns,

controls, or holds 5 percent or more of the voting or equity securities of the corporation.

NATURE AND PERCENTAGE
NAME AND ADDRESS
TITLE
NATURE AND PERCENTAGE
OF STOCK OWNERSHIP

22. Former partners, officers, directors and shareholders

None a. If the debtor is a partnership, list each member who withdrew from the partnership within one year immediately preceding the

commencement of this case.

NAME ADDRESS DATE OF WITHDRAWAL

None b. If the debtor is a corporation, list all officers, or directors whose relationship with the corporation terminated within **one year** 

immediately preceding the commencement of this case.

NAME AND ADDRESS TITLE DATE OF TERMINATION

 ${\bf 23}$  . With drawals from a partnership or distributions by a corporation

None If the debtor is a partnership or corporation, list all withdrawals or distributions credited or given to an insider, including compensation

in any form, bonuses, loans, stock redemptions, options exercised and any other perquisite during **one year** immediately preceding the commencement of this case.

commencement of this case.

NAME & ADDRESS OF RECIPIENT, RELATIONSHIP TO DEBTOR

DATE AND PURPOSE OF WITHDRAWAL

AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY

24. Tax Consolidation Group.

None If the debtor is a corporation, list the name and federal taxpayer identification number of the parent corporation of any consolidated

group for tax purposes of which the debtor has been a member at any time within **six years** immediately preceding the commencement of the case.

NAME OF PARENT CORPORATION

TAXPAYER IDENTIFICATION NUMBER (EIN)

Case 08-27264 Doc 1 Filed 10/10/08 Entered 10/10/08 14:26:39 Desc Main Document Page 35 of 47

25. Pension Funds.

None If the debtor is not an individual, list the name and federal taxpayer identification number of any pension fund to which the debtor, as an

employer, has been responsible for contributing at any time within six years immediately preceding the commencement of the case.

NAME OF PENSION FUND

TAXPAYER IDENTIFICATION NUMBER (EIN)

8

#### DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct.

Date	October 10, 2008	Signature	/s/ Malonda D. Ross	
			Malonda D. Ross	
			Debtor	

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571

Case 08-27264 Doc 1 Filed 10/10/08 Entered 10/10/08 14:26:39 Desc Main Document Page 36 of 47
United States Bankruptcy Court
Northern District of Illinois

In re	Malonda D.	Ross			Case No		
				Debtor(s)	Chapter	_13	
	$\mathbf{D}^{1}$	ISCLOSURE C	F COMPENSA	ATION OF ATTOR	NEY FOR D	EBTOR(S)	
C	ompensation paid	d to me within one ye	ar before the filing o	016(b), I certify that I am f the petition in bankruptcy, in connection with the bankruptcy.	or agreed to be p	aid to me, for services re	
	For legal serv	vices, I have agreed to	accept		. \$	3,500.00	
	Prior to the fi	ling of this statement	I have received		. \$	500.00	
	Balance Due.				. \$	3,000.00	
2. \$	<b>274.00</b> of t	the filing fee has been	paid.				
3. T	he source of the	compensation paid to	me was:				
		Debtor		Other (specify):			
4. T	he source of com	pensation to be paid	to me is:				
		Debtor		Other (specify):			
6. Ii a b c d	firm.  I have agree A copy of the at Analysis of the Preparation and Representation [Other provision Negotia reaffirm 522(f)(2) The provision of the present with Represent with Represent provision of the provis	eed to share the above agreement, together very cove-disclosed fee, I had debtor's financial situde filing of any petition of the debtor at the mons as needed tions with secured ation agreements O(A) for avoidance on the debtor(s), the above the debtor of the debter adversary process.	e-disclosed compensa with a list of the name nave agreed to render nation, and rendering n, schedules, statemen neeting of creditors and d creditors to redu and applications a of liens on house ove-disclosed fee does over in any dischale	tion with a person or persons is of the people sharing in the legal service for all aspects of advice to the debtor in deternit of affairs and plan which in a confirmation hearing, and ce to market value; exens needed; preparation a hold goods.  The service for all aspects of advice to the debtor in deternit of affairs and plan which in a confirmation hearing, and ce to market value; exens needed; preparation a hold goods.  The service for all aspects of advice to the debtor in determine the service for all aspects of a service for all aspects of a service for all aspects of a service for all aspects of advice to the debtor in determine the service for all aspects of a service for all aspects of a service for all aspects of advice to the debtor in determine the service for all aspects of advice to the debtor in determine the service for all aspects of advice to the debtor in determine the service for all aspects of advice to the debtor in determine the service for all aspects of advice to the debtor in determine the service for all aspects of advice to the debtor in determine the service for all aspects of advice to the debtor in determine the service for all aspects of advice to the debtor in determine the service for all aspects of advice to the debtor in determine the service for all aspects of advice to the debtor in determine the service for all aspects of advice to the debtor in determine the service for all aspects of advice to the service for all aspects of advice to the service for all aspects of advice for all aspects of advice for all aspects of advice for all aspects of all aspects of advice for all aspects of advice	who are not ment compensation is of the bankruptcy mining whether that the property of the bankruptcy mining whether that the property of the bankruptcy any adjourned happion planning filing of more continuous and filing of more continuous and the property of the bankruptch and	nbers or associates of my attached.  case, including: o file a petition in bankruearings thereof; g; preparation and file of the pursuant to 11  case, relief from stay	y law firm. uptcy; ling of USC actions or
							. ():
	certify that the fo inkruptcy proceed		statement of any agr	eement or arrangement for pa	iyment to me for	representation of the dec	nor(s) in
Dated:	October 10	, 2008		/s/ Ernesto D. Borg			
				Ernesto D. Borges, The Law Offices of 105 West Madison 23rd Floor Chicago, IL 60602 312/853-0200 Fax: notice@borgeslaw	Ernesto D, Bo 312/853-3130	rges, Jr. P.C.	

### RIGHTS AND RESPONSIBILITIES AGREEMENT BETWEEN CHAPTER 13 DEBTORS AND THEIR ATTORNEYS (Model Retention Agreement, revised as of May 1, 2007)

Chapter 13 gives debtors important rights, such as the right to keep property that could otherwise be lost through repossession or foreclosure—but Chapter 13 also puts burdens on debtors, such as the burden of making complete and truthful disclosures of their financial situation. It is important for debtors who file a Chapter 13 bankruptcy case to understand their rights and responsibilities in bankruptcy. In this connection, the advice of an attorney is often crucial. Debtors are entitled to certain services from by their attorneys, but debtors also have responsibilities to their attorneys. In order to assure that debtors and their attorneys understand their rights and responsibilities in the Chapter 13 process, the judges of the Bankruptcy Court for the Northern District of Illinois have approved the following agreement, setting out the rights and responsibilities of both debtors in Chapter 13 and their attorneys. By signing this agreement, debtors and their attorneys accept these responsibilities.

#### BEFORE THE CASE IS FILED

### THE DEBTOR AGREES TO:

- 1. Discuss with the attorney the debtor's objectives in filing the case.
- 2. Provide the attorney with full, accurate and timely information, financial and otherwise, including properly documented proof of income.

#### THE ATTORNEY AGREES TO:

- 1. Personally counsel the debtor regarding the advisability of filing either a Chapter 13 or a Chapter 7 case, discuss both procedures (as well as non-bankruptcy options) with the debtor, and answer the debtor's questions.
- 2. Personally explain to the debtor that the attorney is being engaged to represent the debtor on all matters arising in the case, as required by Local Bankruptcy rule and explain how and when the attorney's fees and the trustee's fees are determined and paid.
- 3. Personally review with the debtor and sign the completed petition, plan, statements, and schedules, as well as all amendments thereto, whether filed with the petition or later. (The schedules may be initially prepared with the help of clerical or paralegal staff of the attorney's office, but personal attention of the attorney is required for the review and signing.)
- 4. Timely prepare and file the debtor's petition, plan, statements, and schedules.

- 5. Explain to the debtor how, when, and where to make all necessary payments, including both payments that must be made directly to creditors and payments that must be made to the Chapter 13 trustee, with particular attention to housing and vehicle payments.
- 6. Advise the debtor of the need to maintain appropriate insurance.

#### AFTER THE CASE IS FILED

### THE DEBTOR AGREES TO:

- 1. Make the required payments to the trustee and to whatever creditors are being paid directly, or, if required payments cannot be made, to notify the attorney immediately.
- 2. Appear punctually at the meeting of creditors (also called the "341 meeting") with recent proof of income and a picture identification card. (If the identification card does not include the debtor's social security number, the debtor will also bring to the meeting a social security card.) The debtor must be present in time for check-in and when the case is called for the actual examination.
- 3. Notify the attorney of any change in the debtor's address or telephone number.
- 4. Inform the attorney of any wage garnishments or liens or levies on assets that occur or continue after the filing of the case.
- 5. Contact the attorney immediately if the debtor loses employment, has a significant change in income, or experiences any other significant change in financial situation (such as serious illness, marriage, divorce or separation, lottery winnings, or an inheritance).
- 6. Notify the attorney if the debtor is sued or wishes to file a lawsuit (including divorce).
- 7. Inform the attorney if any tax refunds to which the debtor is entitled are seized or not received when due from the IRS or Illinois Department of Revenue.
- 8. Contact the attorney before buying, refinancing, or selling real property, and before entering into any loan agreement.
- 9. Supply the attorney with copies of all tax returns filed while the case is pending.

#### THE ATTORNEY AGREES TO:

- 1. Advise the debtor of the requirement to attend the meeting of creditors, and notify the debtor of the date, time, and place of the meeting.
- 2. Inform the debtor that the debtor must be punctual and, in the case of a joint filing, that both spouses must appear at the same meeting.

- 3. Provide knowledgeable legal representation for the debtor at the meeting of creditors (in time for check-in and the actual examination) and, unless excused by the trustee, for the confirmation hearing.
- 4. If the attorney will be employing another attorney to attend the 341meeting or any court hearing, personally explain to the debtor in advance, the role and identity of the other attorney and provide the other attorney with the file in sufficient time to review it and properly represent the debtor.
- 5. Timely submit to the Chapter 13 trustee properly documented proof of income for the debtor, including business reports for self-employed debtors.
- 6. Timely respond to objections to plan confirmation and, where necessary, prepare, file, and serve an amended plan.
- 7. Timely prepare, file, and serve any necessary statements, amended statements and schedules and any change of address, in accordance with information provided by the debtor.
- 8. Monitor all incoming case information (including, but not limited to, Order Confirming Plan, Notice of Intent to Pay Claims, and 6-month status reports) for accuracy and completeness. Contact the trustee promptly regarding any discrepancies.
- 9. Be available to respond to the debtor's questions throughout the term of the plan.
- 10. Prepare, file, and serve timely modifications to the plan after confirmation, when necessary, including modifications to suspend, lower, or increase plan payments.
- 11. Prepare, file, and serve necessary motions to buy or sell property and to incur debt.
- 12. Object to improper or invalid claims.
- 13. Timely respond to the Chapter 13 trustee's motions to dismiss the case, such as for payment default, or unfeasibility, and to motions to increase the percentage payment to unsecured creditors.
- 14. Timely respond to motions for relief from stay.
- 15. Prepare, file, and serve all appropriate motions to avoid liens.
- 16. Provide any other legal services necessary for the administration of the case.
- 17. In the event that the case is converted to Chapter 7, provide any other legal services which may be necessary consistent with the attorney's responsibilities under Local Bankruptcy Rule 2090-5, with such additional fees as may be appropriate.

#### ALLOWANCE AND PAYMENT OF ATTORNEYS' FEES

1. Any attorney retained to represent a debtor in a Chapter 13 case is responsible for representing the debtor on all matters arising in the case unless otherwise ordered by the court. For all of the services outlined above, the attorney will be paid a fee of

\$ \_\_3,500.00

In extraordinary circumstances, such as extended evidentiary hearings or appeals, the attorney may apply to the court for additional compensation for these services. Any such application must be accompanied by an itemization of the services rendered, showing the date, the time expended, and the identity of the attorney performing the services. The debtor must be served with a copy of the application and notified of the right to appear in court to object.

- 2. Early termination of the case. Fees payable under the provisions set out above are not refundable in the event that the case is dismissed, unless the dismissal is due to a failure by the attorney to comply with the duties set out in this agreement. If a dismissal is due to such a failure by the attorney, the court may order a refund of fees on motion by the debtor.
- 3. *Retainers*. The attorney may receive a retainer or other payment before filing the case, but may not receive fees directly from the debtor after the filing of the case. In any application for fees, whether or not requiring an itemization, the attorney shall disclose to the court any fees paid by the debtor prior to the case filing.
- 4. *Improper conduct by the attorney*. If the debtor disputes the sufficiency or quality of the legal services provided or the amount of the fees charged by the attorney, the debtor may file an objection with the court and request a hearing.
- 5. *Improper conduct by the debtor*. If the attorney believes that the debtor is not complying with the debtor's responsibilities under this agreement or is otherwise not engaging in proper conduct, the attorney may apply for a court order allowing the attorney to withdraw from the case.
- 6. Discharge of the attorney. The debtor may discharge the attorney at any time.

Date: <u>October 10, 2008</u>		
Signed:		
/s/ Malonda D. Ross	/s/ Ernesto D. Borges, Jr.	
Malonda D. Ross	Ernesto D. Borges, Jr.	
	Attorney for Debtor(s)	
Debtor(s)		
Do not sign if the fee amount at top of		
this page is blank.		

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS

# NOTICE TO INDIVIDUAL CONSUMER DEBTOR UNDER § 342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case. You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

#### 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days <u>before</u> the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses.

### 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

#### Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total Fee \$299)

- 1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.
- 2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.
- 3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.
- 4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

# <u>Chapter 13</u>: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total fee \$274)

- 1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.
- 2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.
- 3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

Case 08-27264 Doc 1 Filed 10/10/08 Entered 10/10/08 14:26:39 Desc Main Document Page 42 of 47

#### B 201 (04/09/06)

Ernesto D. Borges, Jr.

#### Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

### **Chapter 12:** Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

#### 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

#### **Certificate of Attorney**

X /s/ Ernesto D. Borges, Jr.

I hereby certify that I delivered to the debtor this notice required by  $\S$  342(b) of the Bankruptcy Code.

Printed Name of Attorney	Signature of Attorney	Date
Address:		
105 West Madison		
23rd Floor		
Chicago, IL 60602		
312/853-0200		
I (We), the debtor(s), affirm that I (we) h	Certificate of Debtor nave received and read this notice.	
Malonda D. Ross	X /s/ Malonda D. Ross	October 10, 2008
Printed Name(s) of Debtor(s)	Signature of Debtor	Date
Case No. (if known)	X	
	Signature of Joint Debtor (if any)	Date

October 10, 2008

### United States Bankruptcy Court Northern District of Illinois

		Northern District of Illinois		
In re	Malonda D. Ross		Case No.	
		Debtor(s)	Chapter	13
	V	ERIFICATION OF CREDITOR MATR	IX	
		Number of Credi	tors:	35
	The above-named Debtor( (our) knowledge.	s) hereby verifies that the list of creditors is	true and	correct to the best of my
Date:	October 10, 2008	/s/ Malonda D. Ross  Malonda D. Ross  Signature of Debtor		

Accounts Receivable Management, Inc PO Box 129 Thorofare, NJ 08086-0129

Americash Loan PO Box 184 Des Plaines, IL 60016-0187

Asset Acceptance Po Box 2036 Warren, MI 48090

At&t Po box 8100 Aurora, IL 60507

Blatt, Hasenmiller, Leibsker & Moore, LLC 125 S. Wacker Dr., Ste 400 Chicago, IL 60606

Cda/pontiac Attn: Bankruptcy Po Box 213 Sreator, IL 61364

Credit Protect Assoc. Po Box 802068 Dallas, TX 75380

Directv P.O. Box 9001069 Louisville, KY 40290

First Premier Bank 3820 N Louise Ave Sioux Falls, SD 57104

FTR

Gary A Smiley 4741 N Western Chicago, IL 60625 GENERAL REVENUE CORPORATION 11501 NORTHLAKE DRIVE CINCINNATI, OH 45249

Home Comings Financial Attention: Bankruptcy Dept 1100 Virginia Drive Fort Washington, PA 19034

Horizon Financial Mgmt 8585 S. Broadway Ste 880 Merrillville, IN 46410

HSBC Auto P.O. Box 17548 Baltimore, MD 21297-1548

Hsbc Bank Attn: Bankruptcy Po Box 5253 Carol Stream, IL 60197

ImpactCash USA
P.O. Box 3206
Logan, UT 84323

Jefferson Capital Syst 16 Mcleland Rd St Cloud, MN 56303

John Szydelko D.D.S 12059 S. Western Blue Island, IL 60406

Multiloan Source

Municipal Collection Services P.O. Box 666 Lansing, IL 60438

National Credit Adjust Po Box 3023 Hutchinson, KS 67504 NCO - Medclr Attention: Bankruptcy 1804 Washington Blvd. Suite 450 Baltimore, MD 21230

Palisades Collection L 210 Sylvan Ave Englewood, NJ 07632

Receivables Management Inc. (RMI) / Mortg Attn: Bankruptcy 3348 Ridge Rd Lansing, IL 60438

Salute/utb Attn: Card Member Services Po Box 105555 Atlanta, GA 30348

Sprint PO BOX 660092 Dallas, TX 75266

Target Po Box 9475 Minneapolis, MN 55440

University of Chicago Hospital 8201 S CASS AVE Darien, IL 60561

University of Illinois 809 S. Marshfield Credit & Collections Rm 223 Chicago, IL 60612

Us Dept Of Education Attn: Borrowers Service Dept Po Box 5609 Greenville, TX 75403

Utility Resource Solutions 2603 Augusta Ste 1400 Houston, TX 77057 Vc Funding

Village of Calumet Park 12401 S. Troop Riverdale, IL 60827

World Wide Cash